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**OFFICE OF PETITIONS**

In re Application of  
Barri & Martin  
Application No. 10/660,344  
Filed: September 10, 2003  
Attorney Docket No.: MAT 3H5  
For: BREATH-SENSITIVE TOY

DECISION NOTING JOINDER OF  
INVENTOR AND PETITION  
UNDER 37 1.47(a) CFR  
DISMISSED AS MOOT

Papers filed on September 14, 2004 (certificate of mailing date September 10, 2004) in reply to "Decision Refusing Status Under 37 CFR 1.47(a)" mailed on June 18, 2004, included a Declaration signed by the previously non-signing inventor, Raymond J. Martin, in compliance with 37 CFR 1.63.

In view of the joinder of the inventor, further consideration under 37 CFR 1.47(a) is moot; this application does not have any rule 1.47(a) status and no such status should appear on the file wrapper. This application need not be returned to this office for any further consideration under 37 CFR 1.47(a).

After the mailing of this decision, the application will be returned to Technology Center G.A.U. 3712.

Telephone inquiries should be directed to the undersigned at (571) 272-3230.

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